

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI**

CECIL E. HOPKINS, individually and
on behalf of a class of others similarly
situated,

Plaintiffs,

v.

KANSAS TEACHERS COMMUNITY
CREDIT UNION,

Defendant/Third
Party Plaintiff,

v.

MARATHON ROTHSCHILD CREDIT
UNION, et al.,

Third Party
Defendants.

Case No. 08-05052-CV-SW-GAF

NOTICE OF SETTLEMENT

Defendant Kansas Teachers Community Credit Union ("the Kansas Credit Union") hereby gives notice that Plaintiff's counsel and counsel for the Kansas Credit Union have reached a settlement of the above-entitled matter. The parties will file a joint motion for preliminary approval of the class settlement in the near future as required by Fed. R. Civ. P. 23(e).

In light of the parties' resolution of this matter subject to this Court's approval, it is unnecessary for the Kansas Credit Union to file a response to Plaintiff's Motion for Partial Summary Judgment on Class Claims for Violations of Uniform Commercial Code, Related Affirmative Defenses, and Statutory Damages and Suggestions in Support of that Motion. (Docs. 177 & 178.) The Kansas Credit Union therefore requests that the Court extend the time for responding to that motion up to and including **January 31, 2010**, should it be necessary for

the Kansas Credit Union to respond to that motion if, for some unforeseen reason, the parties are unable to complete the settlement.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on November 1, 2010, a true and correct copy of the foregoing document was filed electronically via CM/ECF in the United States District Court for the Western District of Missouri, with notice of same being electronically served by the Court, addressed to:

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